

IC 8-23-11

Chapter 11. Emergency Repairs Without Bidding

IC 8-23-11-1

Requirements

Sec. 1. Whenever a bridge, culvert, roadway, or any other physical property of the state highway system has been damaged to the extent that it is not usable by the traveling public or is unsafe for use, and by order of the governor it is determined that an emergency exists, the department shall proceed with due diligence to reopen the highway to traffic and make it safe for the traveling public. For this purpose, the department may proceed without advertising for bids if:

- (1) three (3) or more bids are invited from persons prequalified to perform the work required to be done; and
- (2) the records of the department show the names of those persons invited to bid.

As added by P.L.18-1990, SEC.220.

IC 8-23-11-2

Bids in excess of engineer's estimate; minimum number of bids

Sec. 2. The department may proceed to award the contract to a low bidder on an emergency contract even though the bid is in excess of the engineer's estimate, but only if there are at least three (3) bids received, and the low bid does not exceed the engineer's estimate by more than ten percent (10%). If there is an operative bid below the engineer's estimate, this section does not necessitate a minimum number of bids to be received.

As added by P.L.18-1990, SEC.220.

IC 8-23-11-3

Bids from racial minority businesses

Sec. 3. The department shall make a concentrated effort to invite bids from racial minority businesses.

As added by P.L.18-1990, SEC.220.